

AMENDED IN SENATE APRIL 20, 2009

SENATE BILL

No. 217

Introduced by ~~Senator Yee~~ *Senators Yee and Romero*
(Coauthors: Senators DeSaulnier and Denham)

February 23, 2009

An act to add Sections 71090.3 and 89500.5 to, and to add Article 2 (commencing with Section 92010) to Chapter 1 of Part 57 of Division 9 of Title 3 of, the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

SB 217, as amended, Yee. Public postsecondary education: executive officer compensation.

Existing law establishes the University of California, which is administered by the Regents of the University of California, the California State University, which is administered by the Trustees of the California State University, and the California Community Colleges, which is administered by the Board of Governors of the California Community Colleges, as the 3 segments of public postsecondary education in this state. Existing law authorizes the regents, the trustees, and the board to employ officers and other employees.

This bill would prohibit the trustees and the board from increasing the *monetary* compensation, *as defined*, of, *or approving a monetary bonus for*, any executive officer, as defined, of their respective segments in any fiscal year in which ~~mandatory systemwide student fees of those segments are increased from the amount of mandatory systemwide student fees charged~~ *the General Fund appropriation to the respective segment in the annual Budget Act is less than, or equal to, the General Fund appropriation to that segment in the annual Budget Act for the*

immediately preceding fiscal year. The bill would request the regents to not increase the *monetary* compensation of, *or approve a monetary bonus for*, any executive officer, as defined, of the University of California, in any fiscal year in which ~~mandatory systemwide student fees of the university are increased from the amount of mandatory student fees charged the General Fund appropriation to the University of California in the annual Budget Act is less than, or equal to, the General Fund appropriation to the university in the annual Budget Act for the immediately preceding fiscal year.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 71090.3 is added to the Education Code,
2 to read:

3 71090.3. (a) The board of governors shall not increase the
4 *monetary* compensation of, *or approve payment of a monetary*
5 *bonus to*, any executive officer in any fiscal year in which
6 ~~mandatory enrollment fees charged pursuant to Section 76300 are~~
7 ~~increased from the amount of mandatory enrollment fees charged~~
8 ~~in the amount of General Fund moneys appropriated to the~~
9 ~~California Community Colleges in the annual Budget Act is less~~
10 ~~than, or equal to, the amount of the General Fund moneys~~
11 ~~appropriated to the California Community Colleges in the annual~~
12 ~~Budget Act for the immediately preceding fiscal year.~~

13 ~~(b) As used in this section, "executive officer" includes, but is~~

14 (b) As used in this section, the following terms have the following
15 meanings:

16 (1) "Executive officer" includes, but is not limited to, the
17 Chancellor of the California Community Colleges, an executive
18 vice chancellor, a senior vice chancellor, the general counsel of
19 the colleges, ~~and the president of an individual campus.~~ colleges.

20 (2) "Monetary compensation" includes, but is not limited to, a
21 salary, a vehicle allowance, and a housing allowance.

22 (c) Subdivision (a) shall apply only to executive officers that
23 enter into or renew a contract for employment with the California
24 Community Colleges on or after January 1, 2010.

25 SEC. 2. Section 89500.5 is added to the Education Code, to
26 read:

89500.5. (a) The trustees shall not increase the ~~compensation~~
~~of monetary compensation of, or approve payment of a monetary~~
~~bonus to,~~ any executive officer in any fiscal year in which
~~mandatory systemwide student fees of the university are increased~~
~~from the amount of mandatory systemwide student fees charged~~
~~in the the amount of General Fund moneys appropriated to the~~
~~California State University in the annual Budget Act is less than,~~
~~or equal to, the amount of General Fund moneys appropriated to~~
~~the California State University in the annual Budget Act for the~~
immediately preceding fiscal year.

(b) ~~As used in this section, “executive officer” includes, but is~~
(b) *As used in this section, the following terms have the following*
meanings:

(1) *“Executive officer” includes, but is not limited to, the*
Chancellor of the California State University, a vice chancellor ~~or~~
~~of the university,~~ an executive vice chancellor of the university,
the general counsel of the university, the trustees’ secretary, ~~or a~~
~~president of a campus.~~ *president of a campus, and a managerial*
employee as defined in Section 3562 of the Government Code.

(2) *“Monetary compensation” includes, but is not limited to, a*
salary, a vehicle allowance, and a housing allowance.

(c) Subdivision (a) shall apply only to executive officers that
enter into or renew a contract for employment with the California
State University on or after January 1, 2010.

SEC. 3. Article 2 (commencing with Section 92010) is added
to Chapter 1 of Part 57 of Division 9 of Title 3 of the Education
Code, to read:

Article 2. Executive Compensation

92010. (a) The Regents of the University of California are
requested to not increase the ~~compensation~~ ~~of monetary~~
~~compensation of, or approve payment of a monetary bonus to,~~ any
executive officer in any fiscal year in which ~~mandatory systemwide~~
~~student fees of the university are increased from the amount of~~
~~mandatory systemwide student fees charged in the immediately~~
~~preceding the amount of General Fund moneys appropriated to~~
~~the University of California in the annual Budget Act is less than,~~
~~or equal to, the amount of General Fund moneys appropriated to~~

1 *the University of California in the immediately preceding fiscal*
2 *year.*

3 ~~(b) As used in this section, “executive officer” includes, but is~~

4 *(b) As used in this section, the following terms have the following*
5 *meanings:*

6 *(1) “Executive officer” includes, but is not limited to, the*
7 *President of the University of California, the chancellor of an*
8 *individual campus, a vice president of the university, the treasurer*
9 *of the university, the assistant treasurer of the university, the*
10 *general counsel of the university, and the regents’ secretary and*
11 *a managerial employee as defined in Section 3562 of the*
12 *Government Code.*

13 *(2) “Monetary compensation” includes, but is not limited to, a*
14 *salary, a vehicle allowance, and a housing allowance.*

15 *(c) Subdivision (a) shall apply only to executive officers that*
16 *enter into or renew a contract for employment with the University*
17 *of California on or after January 1, 2010.*